UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION

DOCKET NO: 3:93-CR-00264-MOC

UNITED STATES OF AMERICA,)	
vs.)	ORDER
WILLIE DAVID BROWN,)	ORDER
Defendant.)	

THIS MATTER is before the Court on Defendant's Motions to Reduce Sentence Pursuant to the First Step Act of 2018. <u>See</u> Doc. No. 254, 258. The Court held a hearing on April 29, 2020 to consider those motions. For reasons explained during that hearing, regardless of whether Defendant's or the Government's requested Guidelines range applies, a sentence reduction is warranted in this case. Accordingly, the Court enters the following Order.

ORDER

IT IS, THEREFORE, ORDERED that Defendant's Motions to Reduce Sentence Pursuant to the First Step Act of 2018, Doc. Nos. 254, 258, are **GRANTED**, and the Court hereby orders that Defendant's term of imprisonment is reduced to an aggregate sentence of **TIME** SERVED PLUS FOURTEEN DAYS. Thus, Defendant SHALL be released on May 13, 2020.

IT IS FURTHER ORDERED that, upon release from imprisonment, Defendant SHALL be placed on supervised release for a term of three years on Count One, and four years on all remaining counts of conviction, all of which shall run concurrently. Defendant SHALL submit to home detention, with location monitoring technology, for twelve months and comply with its requirements as directed. During this time, Defendant is restricted to his residence at all times except for employment; education; religious services; medical, substance abuse or mental health

treatment; attorney visits; court appearances; court-ordered obligations; or other activities pre-

approved by the probation officer. Defendant SHALL maintain a telephone at the defendant's

place of residence without any "call forwarding," "Caller ID services," "call waiting," dial-up

computer modems, 1-800 long distance call block, fax machine, voice over internet protocol

(VOIP), burglar alarm or three-way calling service. Defendant SHALL submit to location

monitoring technology for a period of twelve months and comply with its requirements as

directed.

Defendant SHALL participate in a mental health evaluation and treatment program and

follow the rules and regulations of that program. The probation officer, in consultation with the

treatment provider, will supervise Defendant's participation in the program (including, but not

limited to provider, location, modality, duration, and intensity). Defendant SHALL take all mental

health medications as prescribed by a licensed health care practitioner. Finally, all terms

previously imposed by the Court **SHALL** remain in effect.

IT IS FURTHER ORDERED that, for reasons stated by Defendant, Defendant's Motion

to Seal his First Step Act Reply, Doc. No 264, is **GRANTED**, and Defendant's Reply, Doc. No.

263, is **SEALED.**

SO ORDERED.

Signed: April 30, 2020

Max O. Cogburn Jr United States District Judge

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